

## General Application Requirements (FINAL)

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APP # 700483

### Agency Information

(Carefully read the instructions before completing this form)

#### 1. Agency Information

- a. Agency Name USFS - Eldorado NF - Patrol District
- b. Organizational Unit 23
- c. Address 100 Forni Road
- e. City Placerville State CA Zip 95667
- f. Federal Id Number 53-0622506 DUNS Number 2000000049-03
- g. Agency fiscal year (beginning month and day) October-01
- h. Agency Type (Please check one)
- |  |  |  |
|--|--|--|
| <input type="radio"/> City   | <input type="radio"/> County                         | <input type="radio"/> U.S. Forest Service                            |
| <input checked="" type="radio"/> U.S. Forest Service - Patrol District | <input type="radio"/> U.S. Bureau of Land Management | <input type="radio"/> Other Federal Agency                           |
| <input type="radio"/> Federally Recognized Native American Tribe       | <input type="radio"/> Educational Institution        | <input type="radio"/> Nonprofit Organization - 501(c)(3) status only |
| <input type="radio"/> State Agency                                     | <input type="radio"/> District                       |  |

#### 2. Project Information

- a. Project Name General Application Requirements
- b. Is implementing agency same as Agency (Please select Yes or No) ☒ Yes ☐ No
- c. Implementing Agency Name
- d. Amount of Funds Requested Project Cost

#### Project Request(s) Summary

#	Project Type	Project Title	Grant Request	Match	Total Project Cost
1	G09-02-23-L01	Law Enforcement	200,000	383,000	583,000

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**3. Contact**

a. Project Administrator

Name	Lester Lubetkin					
Title	Forest Recreation Officer					
Mailing Address	Elodrado National Forest					
City	Placerville	State	CA	Zip	95667	
Telephone	(530) 621-5213			Fax	(530) 621-5297	
E-mail Address	llubetkin@fs.fed.us					

b. Authorized Representative

Name	Frank Aquilar					
Title	Others					
Mailing Address	Eldorado National Forest					
City	Placerville	State	CA	Zip	95667	
Telephone	(530) 642-5130			Fax	(530) 642-5197	
E-mail Address	faguilar@fs.fed.us					

## Location Map

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**A. Location Map**

Attachments:

[Location Map](#)

## Equipment Inventory

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### A. Equipment Inventory

Has your agency purchased any Equipment with OHV Trust Funds within the last five (5) years? (Please select Yes or No) ☒ Yes ☐ No

#	Item Description	Make	Model	Model Year	Vehicle Identification Number (VIN) or Serial Number	Project Agreement Number
1	All Terrain Vehicle	Polaris	Sportsman 400	2005	4XAMH42A25B412351	OR-2-E-56
2	All Terrain Vehicle	Polaris	Sportsman 400	2005	4XAMH42A25B412353	OR-2-E-56
3	Motorcycle	Pitster	Pro X4	2007	A2BDR4437U006269	G07-02-03-L01
4	Motorcycle	Kawasaki	KLX 140 cc	2008	JKLXPB188DA01515	G07-02-03-L01
5	Snowmobile	Arctic Cat	M-8 800cc	2009	4UF09SNW99T105526	G07-02-03-L01
6	Snowmobile	Arctic Cat	M-8 800cc	2009	4UF09SNW39T107580	G07-02-03-L01
7	Motorcycle	Kawasaki	KLX 250 cc	2009	JKALXMT129DA02758	G07-02-03-L01

## Habitat Management Program (HMP)

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### PART 1 - ITEM 1. DETERMINE THE NEED FOR FULL FULL HABITAT MANAGEMENT PROGRAM (HMP)

All Applicants submitting Projects involving Ground Disturbing Activities are subject to HMP requirements. The HMP must cover the combined Project Area of all proposed Projects with Ground Disturbing Activities.

Applicants able to certify that none of the proposed activities listed in the Application in areas open to legal OHV Recreation contain any risk factors to special-status species and/or sensitive habitats shall submit only HMP Part 1. Applicants who cannot certify that the proposed activities listed in the Application in areas open to legal OHV Recreation do not contain any risk factors to special-status species and/or sensitive habitats shall submit HMP Parts 1 and 2.

1. Do any of your proposed projects involve Ground Disturbing Activities? (Please select Yes or No) ☐ Yes ☒ No
2. Can the Applicant certify that none of the proposed Projects with Ground Disturbing Activities in areas open to legal OHV Recreation contain any risk factors to special-status species and/or sensitive habitats? (If you checked 'Yes', you are done with HMP) (Please select Yes or No) ☐ Yes ☐ No

### PART 2 - RISK ANALYSIS, MANAGEMENT PROGRAM AND REPORTING

#### PART 2 - Section I. Summary of HMP Changes

Has the Applicant previously submitted a HMP Part 2 that is currently in use in the proposed Project Area? (Please select Yes or No) ☐ Yes ☐ No

Table 1 - Summary of HMP Changes

Changes from Previous Year	Section Where Change Occurs

#### PART 2 - Section II - Special Status Species

Table 2 - Table of All Special-Status Species and Any Other Species of Local Concern That Were Considered for Inclusion in the HMP

Species	Listing Status	Habitat	Potential for Occurrence	Addressed by HMP? If not explain why?

#### PART 2 - Section III - Map(s) of Project Area

#### PART 2 - Section IV. - Management/Monitoring Program by Species and Sensitive Habitat

#### PART 2 - Section IV. - Management/Monitoring Program by Species and Sensitive Habitat - Table 3

Table 3 - Data (Including Baseline Data) and Management Program for Species and/or Sensitive Habitats

Species/Habitat	Known Information	Methodology	Concerns / Risks / Uncertainties	Management Objective(s)	Management Action(s)	Success Criteria

**PART 2 - Section IV. - Management/Monitoring Program by Species and Sensitive Habitat - Table 4**

**Table 4: Summary of HMP Monitoring Program**

Species/Habitat	Change Detection Methodology	Effectiveness Monitoring Methodology, Including Triggers	Identify Any Applicable Validation Monitoring (Focused Studies)

**PART 2 - Section IV. - Management/Monitoring Program by Species and Sensitive Habitat - Table 5**

**Table 5. Management Review and Response; Adaptive Management**

Monitoring Methodology	How Monitoring Information Will Inform Management	How Data Will Be Analyzed	Management Response to Identified Triggers	Who Will Plan Management Response

**PART 2 - Section V. - Previous Year's Monitoring Results and Management Actions Based on Monitoring Results**

**PART 2 - Section V. - Previous Year's Monitoring Results and Management Actions Based on Monitoring Results - Table 6**

**Table 6: Previous Year's Monitoring Results**

Monitoring Accomplishments	Results	Were Objectives and Success Criteria Achieved?

**PART 2 - Section V. - Previous Year's Monitoring Results and Management Actions Based on Monitoring Results - Table 7**

**Table 7: Management Actions Based on Monitoring Results**

Management Actions	Species/ Habitat	Date Completed or Planned - mm/dd/yyyy	Changes Needed to HMP

**PART 2 - Section V. - Previous Year's Monitoring Results and Management Actions Based on Monitoring Results - Table 8**

**Table 8 Management Actions Taken in Response to HMP-related Public Concerns**

Concern Raised by Public	Actions Taken to Address the Concern

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## Soil Conservation

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### A. Soil Conservation

- a. Do any of your proposed projects involve Ground Disturbing Activities? (Please select Yes or No) ☐ Yes ☒ No

### B. Soil Conservation Plan

## Public Review Process

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### A. Public Notification Efforts

Check all that apply: (Please select applicable values)

- ☒ Notice to interested Parties/Groups (Enter date in mm/dd/yyyy format) [02/26/2010]
- ☒ Published on Applicant's Website (Enter date in mm/dd/yyyy format) [02/26/2010]
- ☐ Published in Newspaper
- ☒ News Release Issued
- ☒ Public Meeting(s) Hearing(s) Held

### B. Public Comments

The public was notified of the Eldorado National Forest's grant applications through a notice posted on the forest's website (posted on February 26, 2010, through mailing of approximately 300 letters to interested individuals on March 1, 2010, and email notices to individuals and groups sent on February 26, 2010. All of the public notices also described that the Forest would host an Open House on March 17, 2010 from 6 to 8 in the evening, to provide an opportunity for interested individuals to come and discuss the grant applications with Forest staff.

Comments were received from four (4) individuals regarding the Law Enforcement application for the Eldorado NF Patrol District. One of these letters was specific to the Eldorado NF Law Enforcement project and three were more general with the same letter being sent to multiple Forests. Two of these letters were generally supportive of the Law Enforcement project, although they suggested some changes, while two were not supportive, but did not make specific suggestions for changes to the preliminary application.

One commenter encouraged the Forest to conduct law enforcement patrols in order to ensure users stay on designated routes and encouraged the Forest to enforce the requirements for ATV riders under 16 to have certification and to wear proper attire. This information will be shared with OHV patrollers, and is a part of the Forest's patrol efforts. The printing and distribution of MVUM's will allow OHV patrollers to more effectively enforce the requirement for motor vehicles to remain on designated roads and trails, as shown on the MVUM.

One commenter stated that he was happy to see the Forest focus enforcement at popular OHV areas, and particularly wanted to see enforcement on the Rubicon 4WD trail. The grant application includes patrols in the vicinity of the Rubicon Trail, in cooperation with El Dorado County and others. The commenter also said that he appreciated the Forest recognizing the need for overnight stays by Rubicon Trail patrols. The application includes a funding request for per diem expenses for 20 nights for overnight patrols. The commenter also asked that the Forest focus law enforcement efforts on resource protection and not just registration or other "paperwork". Law enforcement patrols are planned to enforce OHV laws as well as resource protection.

This commenter also noted a concern about the Forest focusing enforcement on sensitive habitat areas, as they may not be high use areas. The text in the grant application has been modified to clarify that areas to be patrolled are areas with use, or areas where past use has impacted sensitive habitats or areas. The commenter encourages the Forest to engage in more education, working with local groups and volunteers, etc. The Forest has been working with volunteer groups at various information stations such as along Mormon Emigrant Trail, at the start of the Rubicon Trail, and through public venues such as meetings, but will look for additional opportunities

The commenter is frustrated with inadequacies of MVUM and hopes that we will produce a better map. The current MVUM is prepared to the Forest Service national template and cannot be modified. The Forest recognizes that a map that is easier to navigate with is needed, and is in the process of preparing one. The Forest hopes to have this map available by Fall 2010 and this map may be printed through the Forest Service Regional grant for map development.

The commenter raised various concerns about costs and staffing. One concern was regarding the ratio of patrol staff to management. Some of the individuals that appear to be managers conduct law enforcement patrols as a part of their normal duties (such as the OHV Managers). Other costs that may appear to be management are shown as the agency match, and are needed for supervision, and development of Forest Orders, coordination of purchasing materials such as signs, barriers, etc., public information concerning laws and regulations, etc. The commenter also raised concerns about the cost of the mobile dispatch center. The cost of the mobile dispatch center includes salaries; the text has been modified to provide additional clarification. The commenter asked for additional information regarding what the indirect costs include. Indirect costs include maintenance of records, preparing billings, tracking charges and needed adjustments, etc. The Forest is showing these expenses as matching funding. The commenter also questioned why the rate for volunteers was different for different projects proposed by the forest. The application has been modified to show the cost for volunteers consistent with other projects where the type of work is similar (\$20.24 per hour)

**C. Application Development as a result of Public Comments**

- a. Were changes made to the Application as a result of public comments? (Please select ☒ Yes ☐ No Yes or No)

- b. Describe how public comments affected the Application

The hourly cost for volunteers was adjusted to be consistent with other projects on the Eldorado National Forest. The text in various sections of the application was edited to address concerns raised by one commenter, such as to explain that the mobile dispatch center cost includes staffing as well as radios, and to clarify that the sensitive habitats to be patrolled are those adjacent to or impacted by motor vehicle use.

## Certifications

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### 1. Applicant Certifications

#### A. General Conditions

- A. The Applicant hereby certifies, under the penalty of perjury, compliance with the following terms and conditions: ☒
1. If the Project involves a Ground Disturbing Activity, the Applicant agrees to monitor the condition of soils and wildlife in the Project Area each year in order to determine whether the soil conservation standard adopted pursuant to Public Resource Code (PRC), Section 5090.35 and the HMP prepared pursuant to Section 5090.53(a) are being met.
  2. If the Project involves a Ground Disturbing Activity, the Applicant agrees that, whenever the soil conservation standard adopted pursuant to PRC Section 5090.35 is not being met in any portion of a Project Area, the recipient shall close temporarily that noncompliant portion, to repair and prevent accelerated erosion, until the same soil conservation standard adopted pursuant to PRC Section 5090.35 is met.
  3. If the Project involves a Ground Disturbing Activity, the Applicant agrees that, whenever the HMP prepared pursuant to PRC Section 5090.53(a) is not being met in any portion of a Project Area, the recipient shall close temporarily that noncompliant portion until the same HMP prepared pursuant to PRC Section 5090.53(a) is met.
  4. The Applicant agrees to enforce the registration of off-highway motor vehicles and the other provisions of Division 16.5 (commencing with Section 38000) of the Vehicle Code and to enforce the other applicable laws regarding the operation of off-highway motor vehicles.
  5. The Applicant agrees to cooperate with appropriate law enforcement entities to provide proper law enforcement at and around the Facility.
  6. The Applicant's Project is in accordance with local or federal plans and the strategic plan for OHV Recreation prepared by the OHMVR Division.

#### B. Programmatic Conditions

B. The Applicant must describe the following programmatic conditions:

1. Identify the potential for the facility to reduce illegal and unauthorized OHV Recreation activities in the surrounding areas:
2. Describe how the Applicant is meeting the operations and maintenance needs of any existing OHV Recreation Facility under its jurisdiction:

#### C. Fee Collection

Describe how fees collected pursuant to Section 38230 of the Vehicle Code (in-lieu funds) are utilized and whether the fees complement the Applicant's proposed Project:

#### D. Compliance with PRC 5090.50(b)(1)(C)

Projects within the O&M category that affect lands identified as inventoried roadless areas by the U.S. Forest Service, are compliant with PRC 5090.50(b)(1)(C). (Please select Yes or No)

☒ Yes ☐ No

**2. Governing Body Resolution**

## **Certification - Non Profits / Education**

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- 1. Written Agreement with Land Manager**
- 2. Verification of Nonprofit 501(c)(3) Status**